

IN THE UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF HAWAII

ROBERT SHEREZ,

Plaintiff,

vs.

STATE OF HAWAII DEPARTMENT
OF EDUCATION; PATRICIA
HAMAMOTO, Superintendent of
Hawaii Schools, MEREDETH
MAEDA, Principal, Castle High
School; SARA GRONNER OR
GRONNA, Vice Principal of Castle
High School,

Defendants.

CIVIL NO. 04-00390 JMS-KSC

DECLARATION OF
BEVERLY REIDY

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I, BEVERLY REIDY, declare as follows:

1. I am presently employed by the Department of Education as an educational specialist assigned to the Windward Oahu District Office. I have been in this position since August 2002, and a district educational specialist since August 2000. My duties include the administration of all special education/special services programs and services for Kailua/Kalaheo Complexes, in conformance with current federal and Department of Education rules, policies, regulations and program guidelines. This includes, but is not limited to, plans and projections relating to staffing, budget, program establishment and program emphasis,

directing the diagnostic, identification, certification of pupil personnel services and administrative program support for the complex area superintendent and district resource staff and direct service providers.

2. Mr. Martin Mattison also served as an educational specialist assigned to the Windward Oahu District Office. He was assigned similar duties for the Castle/Kahuku Complexes. In April 2006, Mr. Mattison passed away. Since that time, I have temporarily assumed the duties discharged by the late Mr. Mattison.

3. As an educational specialist, one of the programs I supervise is the Home-Hospital Instructional Services program. This program provides instruction to students, in the Windward Oahu District, who were not able to attend school because of medical reasons. Furthermore, as an educational specialist who has oversight of this program, I am familiar with all policies relevant to this program.

4. Since August of 2002, this program has maintained a pool of teachers willing to serve as tutors. The program assigns tutors on a rotating basis that allows for all the available tutors to obtain assignments on a fair basis, for the good of the students. This method of assignment is used in order to maintain the number of teachers in the pool of qualified tutors that the program could call upon.

5. This program has never had a policy that prohibited the assignment of a male teacher to serve as a tutor for a female student. Furthermore, an educational specialist would not have the authority to establish such a policy

because it would substantially change the duties and qualifications of persons serving as tutors. Authority to make such changes is held by the Board of Education. The Board has never established a policy that prohibited the assignment of a male teacher to serve as a tutor for a female student.

I declare under penalty of perjury that the foregoing is true and correct to the best of my knowledge.

DATED: Honolulu, Hawai'i, December 14, 2006.


BEVERLY REIDY